

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of	)	
Chen, Addison	)	Examiner: Hassan, Aurangzeb
	)	
Application No. 10/783,766	)	Art Unit: 2182
	)	
Filed: 02/20/2004	)	Atty. Docket No.:
	)	NVIDP340/P001325
	)	
For: SYSTEM AND METHOD FOR	)	Date: February 28, 2007
INSERTION OF MARKERS INTO A	)	
DATA STREAM	)	

Issue Fee Payment Transmittal

Mail Stop Issue Fee  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith are the following items:

- 1) Comments on Statement Of Reasons For Allowance
- 2) Part B- Issue Fee Transmittal
- 3) Copy of Loss of Small Entity Status paperwork filed 07/21/2005.

Respectfully submitted,  
 Zilka-Kotab, PC

/KEVINZILKA/

Kevin J. Zilka  
 Reg. No. 41,429

P.O. Box 721120  
 San Jose, CA 95172-1120  
 (408) 971-2573

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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Chen, Addison	)	Examiner: Hassan, Aurangzeb
Application No. 10/783,766	)	Art Unit: 2182
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DATA STREAM	)	

**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Allowance mailed December 5, 2006, please enter the following:

## REMARKS

The Examiner has stated in the Examiner's Statement of Reasons for Allowance the following: "the prior art fails to teach or suggest alone or in combination the limitations of inserting interval markers at predetermined intervals determined in accordance with the number of data blocks counted and a desired marker interval" (emphasis added).

In response, applicant points out that at least some of the independent claims (e.g. Claims 4 and 11) are not limited to at least the emphasized features that the Examiner has highlighted above. Just by way of example, at least some of applicant's independent claims are not limited to a "inserting interval markers at predetermined intervals" as the Examiner notes (emphasis added). In addition, at least some of applicant's independent claims do not specifically state "predetermined intervals determined in accordance with the number of data blocks counted and a desired marker interval," as the Examiner further notes (emphasis added).

Clearly, at least some of the independent claims are not limited to the features that the Examiner has noted above in the Examiner's Statement of Reasons for Allowance, as emphasized above (by way of example). Instead, each of the claims should only be limited by the language existing therein.

In the event a telephone conversation would expedite the prosecution of this application, the Examiner may reach the undersigned at (408) 505-5100. For payment of the fees due in connection with the filing of this paper, the Commissioner is authorized to charge such fees to Deposit Account No. 50-1351 (Order No. NAI1P340).

Respectfully submitted,  
Zilka-Kotab, P.C.

/KEVINZILKA/

Kevin J. Zilka  
Registration No. 41,429

P.O. Box 721120  
San Jose, CA 95172-1120  
Telephone: (408) 505-5100

# **PART B - FEE(S) TRANSMITTAL**

**Complete and send this form, together with applicable fee(s), to:** Mail **Mail Stop ISSUE FEE**  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, Virginia 22313-1450**  
**or Fax (571)-273-2885**

**INSTRUCTIONS:** This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

28875 7590 12/05/2006

**Zilka-Kotab, PC**  
**P.O. BOX 721120**  
**SAN JOSE, CA 95172-1120**

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

## **Certificate of Mailing or Transmission**

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

April Skovmand	(Depositor's name)
/April Skovmand/	(Signature)
February 28, 2007	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/783,766	02/20/2004	Addison Chen	NVIDP340/P001325	6664

**TITLE OF INVENTION: SYSTEM AND METHOD FOR INSERTION OF MARKERS INTO A DATA STREAM**

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO <del>YES</del>	\$1400 <del>\$760X</del>	\$300	\$0	\$1700 <del>\$1060</del>	03/05/2007

EXAMINER	ART UNIT	CLASS-SUBCLASS
HASSAN, AURANGZEB	2182	710-052000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).  
☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.  
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47, Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list  
 (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,  
 (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

Zilka-Kotab, PC  
 1 \_\_\_\_\_  
 2 \_\_\_\_\_  
 3 \_\_\_\_\_

## **3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)**

**PLEASE NOTE:** Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

**NVIDIA Corporation**

**Santa Clara, California**

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

## **4a. The following fee(s) are submitted:**

☒ Issue Fee  
☒ Publication Fee (No small entity discount permitted)  
☐ Advance Order - # of Copies \_\_\_\_\_

## **4b. Payment of Fee(s): (Please first reapply any previously paid issue fee shown above)**

☐ A check is enclosed.  
☐ Payment by credit card. Form PTO-2038 is attached.  
☒ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number 50-1351 (enclose an extra copy of this form).

## **5. Change in Entity Status (from status indicated above)**

☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☒ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

**NOTE:** The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature /KEVINZILKA/  
 Typed or printed name Kevin J. Zilka

Date February 28, 2007  
 Registration No. 41,429

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.**

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TO: Fax Sender at 408 971 4660

Fax Information

Date Received: 7/21/2005 6:50:20 PM [Eastern Daylight Time]

Total Pages: 5 (including cover page)

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